

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

David T. Clos,

Court File No. 06-CV-4916 PAM/FLN

Plaintiff,

v.

**STIPULATION AND ORDER
TO WAIVE JURY TRIAL**

State of Minnesota; Joan Fabian,
Commissioner of the Minnesota Department
of Corrections; Wright County, a political
subdivision; Gary Miller, Sheriff of Wright
County; Corrections Corporation of
America, a corporation; and Daren Swenson,
Warden,

Defendants.

The parties in this action, through their undersigned counsel, pursuant to Rule 38(d) of the Federal Rules of Civil Procedure, hereby stipulate, agree and consent to withdraw all demands for trial by jury and stipulate and agree to a trial by the Court of all issues in the above-captioned matter.

Dated: March 5, 2009.

Dated: March 5, 2009.

RICHARD I. DIAMOND, P.A.

BEST & FLANAGAN LLP

By: s/Richard I. Diamond
Richard I. Diamond (#22585)
601 Carlson Parkway, Suite 1050
Minnetonka, MN 55305
763.545.4474

ATTORNEYS FOR PLAINTIFF
DAVID T. CLOS

By: s/Sarah Crippen Madison
Sarah Crippen Madison (#223074)
Kathleen M. Daly (#314390)
225 South Sixth Street, Suite 4000
Minneapolis, MN 55402
612.339.7121

ATTORNEYS FOR DEFENDANTS
CORRECTIONS CORPORATION
OF AMERICA AND DAREN SWENSON

APPROVED and SO ORDERED:

Dated: March 15, 2009.

BY THE COURT:

s/Paul A. Magnuson
The Honorable Paul A. Magnuson
Judge of United States District Court